



#7 AM

PATENT  
Attorney Docket No. 3495.0008-05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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SEP 2 1993  
GROUP 1800

In re Application of: )

Marc Alizon et al. )

Serial No.: 08/052,727 )

Group Art Unit: 1805

Filed: April 27, 1993 )

Examiner: Unassigned

For: Cloned DNA Sequences )  
Hybridizable with Genomic )  
RNA of Lymphadenopathy )  
Associated Virus (LAV) )

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93 SEP - 1 PM 11:08  
GROUP 180

Honorable Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Dear Sir:

REQUEST FOR CORRECTION OF OFFICIAL FILING RECEIPT

Please issue a new Official Filing Receipt for the above-identified application. The enclosed copy of the Official Filing Receipt shows:

WHICH IS A CON OF 06/771,230 "08/30/86"

which is an error and does not accurately reflect the priority date. It should be changed to read

WHICH IS A CON OF 06/771,230 --08/30/85--

A copy of the Rule 60 form filed on April 27, 1993, with the correct filing date for Serial No. 06/771,230 highlighted, is attached.

LAW OFFICES  
FINNEGAN, HENDERSON  
FARABOW, GARRETT  
& DUNNER  
1300 I STREET, N. W.  
WASHINGTON, DC 20005  
1-202-408-4000

FILING RECEIPT  
CORRECTED  
03-09-94 #327

If there are any fees due in connection with the filing of  
this paper, please charge such fees to our Deposit Account  
No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER

By: Jane Elbott  
Reg. No. 33,332, for  
Michele M. Schafer  
Reg. No. 34,717

Dated: August 25, 1993

FILING RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

*KIN/JEP/MS*

| SERIAL NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTORNEY DOCKET NO. | DRWGS | TOT CL | IND CL |
|---------------|-------------|--------------|---------------|---------------------|-------|--------|--------|
| 08/052,727    | 04/27/93    | 1805         | \$ 710.00     | 03495.0008-05       | 2     | 1      | 1      |

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GARRETT AND DUNNER  
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FINNEGAN, HENDERSON,  
FARABOW, GARRETT & DUNNER

Receipt is acknowledged of the patent application identified herein. It will be considered in its order and you will be notified as to the examination thereof. Be sure to give the U.S. SERIAL NUMBER, DATE OF FILING, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this transmittal.

Applicant(s)

MARC ALIZON, PARIS, FRANCE; FRANCOISE BARRE SINOUSSE,  
ISSY LES MOULIN, FRANCE; PIERRE SONIGO, PARIS, FRANCE;  
PIERRE TIOLLAIS, PARIS, FRANCE; JEAN-CLAUDE CHERMANN,  
ELANCOURT, FRANCE; LUC MONTAGNIER, LE PLESSIS-ROBI,  
FRANCE; SIMON WAIN-HOBSON, MONTIGNY LE BRE, FRANCE.

CONTINUING DATA AS CLAIMED BY APPLICANT-

THIS APPLN IS A CON OF 07/499,210 03/19/90  
WHICH IS A CON OF 06/771,230 08/30/86  
WHICH IS A CIP OF 06/706,562 02/28/85  
WHICH IS A CIP OF 06/558,109 12/05/83

ABAN

FOREIGN/PCT APPLICATIONS-SOUTH AFRICA

JAPAN  
CANADA  
UNITED KINGDOM

84/7005  
219.323  
443,605  
84 23659

09/06/84  
11/21/83  
12/19/83  
09/19/84

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(see reverse)

*Handwritten signature/initials*

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UNITED STATES DEPARTMENT OF COMMERCE  
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OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

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|---------------|-------------|--------------|---------------|---------------------|-------|--------|--------|
| 08/052,727    | 04/27/93    | 1805         | \$ 710.00     | 03495.0008-05       | 2     | 1      | 1      |

FINNEGAN, HENDERSON, FARABOW,  
GARRETT AND DUNNER  
1300 I STREET, N.W.  
WASHINGTON, D.C. 20005-3315



PAGE 2

Receipt is acknowledged of the patent application identified herein. It will be considered in its order and you will be notified as to the examination thereof. Be sure to give the U.S. SERIAL NUMBER, DATE OF FILING, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this transmittal.

Applicant(s)

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GROUP 1800

TITLE  
CLONED DNA SEQUENCES HYBRIDIZABLE WITH GENOMIC RNA OF LYMPHADENOPATHY  
ASSOCIATED VIRUS(LAV)

FINNEGAN, HENDERSON,  
FARABOW, GARRETT & DUNNER

PRELIMINARY CLASS: 435

(see reverse)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

THE COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

Attorney's Docket Number: 03495.0008-05

Prior Application: 07/499,210  
Art Unit: 1805

Examiner: J. Railey



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GROUP 1800

SIR: This is a request for filing a

[X] Continuation [ ] Divisional application under 37 CFR § 1.60 of pending prior application Serial No. 07/499,210, filed March 19, 1990, which is a continuation of Serial No. 06/771,230, filed August 30, 1985, which is a continuation-in-part of Serial No. 06/706,562, filed February 28, 1985, which is a continuation-in-part of Serial No. 06/558,109, filed December 5, 1983, of Marc Alizon, Francoise Barre Sinoussi, Pierre Sonigo, Pierre Tiollais, Jean-Claude Chermann, Luc Montagnier and Simon Wain-Hobson for

[Inventor(s)]

CLONED DNA SEQUENCES, HYBRIDIZABLE WITH GENOMIC RNA OF LYMPHADENOPATHY ASSOCIATED VIRUS (LAV)

[Title of Invention]

1. [XX] Enclosed is a complete copy of the prior application including the oath or declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior application Serial No. 771,230, as originally filed on August 30, 1985.
2. [XX] Cancel Claims 2-22. (At least one original independent claim must be retained for filing purposes.)
3. [XX] The filing fee is calculated below:

| CLAIMS AS FILED LESS ANY CLAIMS CANCELED IN PARAGRAPH 2 |   |              |      |              |            |      |            |           |          |
|---|---|--------------|------|--------------|------------|------|------------|-----------|----------|
| For   | : | Number Filed | :    | Number Extra | :          | Rate | :          | Basic Fee | \$710.00 |
| Total   | : | :            | :    | :            | :          | :    | :          | :         | :        |
| Claims  | : | 1            | -20= | :            | -0-        | :    | x\$ 22.00= | :         | \$ -0-   |
| Independent   | : | :            | :    | :            | :          | :    | :          | :         | :        |
| Claims  | : | 1            | -3=  | :            | -0-        | :    | x\$ 74.00= | :         | -0-      |
| Multiple Dependent Claim(s) (if applicable)             |   |              |      | :            | +\$230.00= |      | :          |           |          |
| Total   |   |              |      | :            | =:         |      | \$710.00   |           |          |
| Reduction by 1/2 for                                    |   |              |      | :            | :          |      |            |           |          |
| filing by small entity                                  |   |              |      | :            | :          |      | -          |           |          |
| TOTAL FILING FEE  |   |              |      | :            | =:         |      | \$710.00   |           |          |

4. [XX] A check in the amount of \$710.00 to cover the filing fee is enclosed.
5. [XX] The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 CFR § 1.16 and any other fees due under 37 CFR § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
6. [ ] A Preliminary Amendment is enclosed.

7. [XX] Amend the specification by inserting before the first line, the sentence:

--This is a [X] continuation [ ] division of application  
Serial No. 07/499,210, filed March 19, 1990, which is a continuation of Serial  
No. 06/771,230, filed August 30, 1985, which is a continuation-in-part of Serial  
No. 06/706,562, filed February 28, 1985, which is a continuation-in-part of Serial  
No. 06/558,109, filed December 5, 1983.--

8. [ ] Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.

9. [ ] New formal drawings are enclosed.

10. [XX] The prior application is assigned of record to: INSTITUT PASTEUR AND CENTRE NATIONAL DE LA RECHERCHE SCIENTIFIQUE.

11. [XX] Priority of application Serial No. 84/7005, filed on September 6, 1984 in South Africa; Serial No. 219,323, filed November 21, 1983, in Japan; Serial No. 443,605, filed December 19, 1983, in Canada; and Serial No. 84 23659, filed September 19, 1984, in United Kingdom are claimed under 35 U.S.C. 119.

A certified copy of each

[ ] is enclosed or [XX] is on file in the prior application.

12. [ ] A verified statement claiming small entity status

[ ] is enclosed or [ ] is on file in the prior application.

13. [XX] The power of attorney in the prior application is to at least one of the following: Finnegan, Henderson, Farabow, Garrett and Dunner, Reg. No. 22,540; Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,030; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; and Thomas W. Winland, Reg. No. 27,605; Basil J. Lewis, Reg. No. 28,818; Robert J. Gaybrick, Reg. No. 27,890; Martin I. Fuchs, Reg. No. 28,508; Barry W. Graham, Reg. No. 29,924; Stephen J. Rosenman, Reg. No. 29,209; and Thomas H. Jenkins, Reg. No. 30,857; E. Robert Yoches, Reg. No. 30,120; Susan H. Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Robert E. Converse, Jr., Reg. No. 27,432; Christopher P. Foley, Reg. No. 31,354; Clair X. Mullen, Jr., Reg. No. 20,348; John C. Paul, Reg. No. 30,413; Roger D. Taylor, Reg. No. 28,992; David M. Kelly, Reg. No. 30,953; Herbert W. Patterson, Reg. No. 19,000; Kenneth J. Meyers, Reg. No. 25,146; John B. Turner, Reg. No. 27,512.


14. [ ] The power appears in the original declaration of the prior application.

15. [XX] Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.
16. [XX] Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, 1300 F-Street, N.W., Washington, D.C. 20005-3315.
17. [XX] Recognize as associate attorney Don J. Pelto, Reg. No. 33,754, Finnegan, Henderson, Farabow, Garrett & Dunner, 1300 I St., N.W., Washington, D.C. 20005  
(name, address & Reg. No.)

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in the parent application, serial no. 07/499,210, filed March 19, 1990, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER

By:

  
Kenneth J. Meyers  
Reg. No.: 25,146

Date:

April 27, 1993